

COMMISSIONERS MEETING

April 18, 2012 – 1:00 P.M.

Meeting was called to order by the President, David Gogel at 1:00 P.M.

COMMUNITY CORRECTIONS- Grant Signing

Weber explained that this is a yearly renewal of the grant; in the amount of \$273,874.00, this is the same amount as last year. Grant starts on July 1, 2012 and runs through June 30, 2013. She needed a motion from the Commissioners to accept, and their signatures on the grant. Logsdon made a motion to approve the receipt of the grant agreement between the State of Indiana and the County Board of Community Corrections for 2012-13. Toler seconded the motion, motion passed.

HIGHWAY REPORT

Painter reported that this would be their last week to work five days. April 30th will start their first 10 hour day, hours will be from 6 to 4:30. Painter reported that he had ran some numbers on chip and seal; this year to put down a double chip and seal will run about \$32,000. per mile due to increase in rock and oil. Last year it was right at \$30,000., so we have had an increase of \$2,000 per mile. Single chip and seal like we put down for wear surface on an asphalt road will run about \$8,000 per mile. In Highway we have \$145,000. in bituminous; and in L,R,&S we have \$100,000.; that's \$245,000 split 3 ways, and that's not going to go very far. Painter said he was referring strictly to what was in the budget that had already been approved.

ENGINEER REPORT

Logsdon wanted to know what the additional CEDIT funds were, that were recovered at the state level? Lloyd said the total was \$343,575.32. The portion of the amount that was for 2011 would have been \$257,553.34 of which 85% goes to the county and 15% goes to the incorporated areas. So, approximately \$200,000 can be spent on CEDIT roads, or roads that are designated temporary CEDIT roads. Logsdon suggested that since he and Gogel have less percentage of roads that are paved in their districts, per no study, but it appeared that way; if Lloyd could look at a couple of roads in his and Gogel's districts that need some major work to keep them from falling through and come back and talk to them about that amount; because they never expected this money to be available. Lloyd explained that she had appropriated \$1,100,000 for the Phase I project, so there is money left from the \$2,000,000 they had in CEDIT funds. They should remember that they talked about doing a Phase II project, whether it be looking at roads on the current CEDIT plan for 2013-14 be bumped up, or whether it's making an addition with district roads that are falling apart as Logsdon stated. With what we have leftover from the 2 million that was appropriated plus the additional money we received we have the room to add 3 or 4 more roads onto the Phase II CEDIT Project. Logsdon ask if it would be possible to bring a report back for all three districts by the next meeting. Lloyd said she could do that, cost and everything and from that they could compile a list. Painter suggested that after they look at the roads, they put asphalt on a chip and seal road, to try to get some of the chip and seal covered up to where we don't have so many of them. Lloyd said if they didn't do this they would lose them because we can't afford, with the amount Painter just talked about, \$80,000. per district to maintain what we have. She also explained that she had broken down by district what roads were gravel, chip and seal, and asphalt and would bring that to the next meeting.

Since the number of staff is so low at the county garage one item that needs to be discussed is culvert permits. Presently the engineer does them; approves them, sizes the culvert and the highway department installs them. Usually it takes a week, or more, from the time the engineer approves them until they are installed. Currently we are averaging about 2 months because we are spread so thin; and we are getting complaints.

Logsdon stated that he felt that Painter and Lloyd had the expertise to take care of this without bringing it to attention of the Commissioners. You work out the specs that are required for the land owner to install the culvert; tell them what's required, let them do it and then inspect it. If we happen to have a crew in the area and they can install it fine, if not the land owner can take care of it.

Lloyd explained that Phase I had been approved at a previous meeting, which included CR 450 W from SR 66 to 300 N and Old State Rd from 700 N to 900 N, but we needed a motion to add them to the CEDIT plan and make them CEDIT roads.

Logsdon made a motion to designate 450 W from SR 66 to 300 N and Old State Rd from 700 N to 900 N as CEDIT roads. Toler seconded the motion, motion passed.

Lloyd introduced Tim DeMumbrum who works for West Shore Consulting, and is working with Country Mark doing the surveying in the northern end of the county. He came in last week and filled out the right-of-way permit. As of now our permit doesn't have a fee for that type of work, so they discussed having a bond in place, in lieu of a permit fee. Jacob Hancock, Senior Land Man with Country Mark was present and spoke to the Commissioners about what they were doing in the county. Country Mark hired Tim DeMumbrum and West Shore Consulting to perform this work in the right-of-way, this is all

light work, pick-ups are the only equipment they use besides their surveying tools. They are working in the northern third of the county, plus a little work near Grandview, and expect to be done in approximately two weeks. Tim DeMumbrum explained that what they were doing was a micrographic survey, a relatively non invasive method of oil and gas exploration, basically mapping the bedrock. When they are done they will remove all nails and flags from the area. Logsdon expressed his main concern was about causing flat tires and who would pay to fix them as we have no money in the highway budget to fix them. Country Mark responded that if we kept a list of all the claims they would pay for them. Logsdon felt this was a fair way to do it. Logsdon said he felt that in the future, when someone comes into the county to do this kind of surveying, the first step would be to notify the county.

Lloyd has a certificate of insurance from them and on the actual application there is a section for comments; as long as we write in there that we have agreed that Country Mark is going to handle any claims filed by residents due to damage caused to tires. Lloyd said she would be alright with the right-of-way permit with West Shores certificate of insurance. West Shores signature is on the right-of-way permit; as long as Country Mark signs off to take care of the damage we will be fine. Toler made a motion to accept the right-of-way permit agreement with West Shores, Logsdon seconded the motion, motion approved.

BID OPENINGS

These bids are for Bridge 308 – 625 E between 1200 N and 1350 N.

First Bid: Youngblood Farms, Inc. in the amount of \$56,811.00

Second Bid: Quality Craft Construction in the amount of \$72,152.02

Logsdon made a motion to table the bids until staff has time to review them and report back.

Toler seconded the motion, motion passed.

LEGAL REPORT

Lindsey presented an Interlocal agreement with Warrick County on Boner Bridge, they need two signed

copies. Motion to approve the Interlocal agreement was made by Toler, seconded by Logsdon, motion approved.

Firearms Ordinance

New legislation that was passed last year restricted any regulation of possession of firearms. The new legislation restricts any ordinances or rules that interfere with an individual's right to possess firearms, ammunition, or firearms accessories. We can enact provisions restricting possession of firearms in a building that contains court room of a circuit, superior etc. court. That is about the extent of the ability of the county to limit possession of firearms on county property. Lindsey ask if the Commissioners wanted to add the word deadly in front of

weapons. Gogel thought that would be a good idea, and then bring it back to the next meeting.

BID OPENINGS

Lloyd checked the bids on Bridge 308 and explained that everything was in order. Youngblood Farms Inc. had the lowest bid of \$56,811. Toler made a motion to accept the bid from Youngblood Farms Inc.,

Logsdon seconded, motion passed. Lloyd will give them a notice to proceed.

HOLIDAY WORLD LEASE

Lindsey reported that the Holiday World Lease has been sent to Mike Kamp, doesn't expect any problems because it is practically the same as the one we already have.

REDEVELOPMENT COMMISSION

Lindsey explained that at the Redevelopment Commission meeting they made a recommendation

to fund the Cum Cap Funds out of the AK Steel Settlement to the entities that lost funds. They would

like to have a joint meeting with the Redevelopment Commission, the Commissioners and the County Council in the next couple of weeks to discuss litigation in a short executive session and secondly to review pending requests for use of that money. Lindsey felt it would be more productive if all the bodies met together.

PUBLIC SAFETY BLDG

Al Perdue explained that since the Public Safety Building grant was pending and it was determined that we would not use this grant the state wanted an official letter from the Commissioners stating they aren't interested in the \$1,000,000. Logsdon said its not that we aren't interested we just can't meet their mandates at this time. The Commissioners had asked at a previous meeting what the minimum area needed would be for the Emergency Operations Center so Perdue presented a sketch to the Commissioners to give them some idea of the area required.

REGIONAL WORKFORCE BOARD

Rachelle McDonald from Grow Southwest Indiana Regional Workforce Board had a couple of documents that the Commissioners needed to sign.

1. Chief Elected Official for Region 11- Mayor Lloyd Winnecke was the one elected for this position.
Logsdon was part of the elected officials in our area who elected the chief elected official, so his signature was required.
2. Two year term is up for the chief elected official for Spencer County, we need someone to fill that position or reaffirm Logsdon. Toler made a motion to elect Logsdon to fill the position, Gogel seconded, motion passed.

KERMIT LINDSEY-TORNADO SIRENS

Lindsey explained that there had been complaints because people felt they weren't notified the day the tornado hit Henryville. Their policy has always been to set off the sirens if it was an area actually named by the National Weather Service. The Sirens that day were set off in Chrisney and Grandview; he said he felt if the weather was possibly threatening the sirens should be set off; better to

be safe than sorry. Gogel said he felt that if we set them off every time the National Weather Association said there might be a tornado in the area, people wouldn't pay any attention.

Lindsey said his decision would be if there was a warning in the area we need to set off the sirens. Toler said he felt that technology has gotten better, but people should be warned if there was threatening weather in the area.

Logsdon ask Al Perdue, Emergency Management Director, what his thoughts were on the subject. Perdue responded that dispatch calls him, he goes to the media or whatever information is available to him; he then activates the Emergency Operation Center located in the basement of the courthouse.

Several people, monitor, very closely, radio traffic, Warrick radar, TV, weather radio, everything until they get the all clear.

Lindsey or the dispatchers have the prerogative if they feel like a certain area is being threatened because of a weather spotter, or a policeman reporting, they have the authority to set off those sirens or page the fire chief to do so. What we don't want to see is protocol being changed at any moment. We have a standard that the community and all the people on these

different response agencies have decided that's what they want. It doesn't say that dispatch, sheriff, EMA, fire chief, or anybody that is an official cannot set off those sirens as needed because we know that a funnel cloud can become a tornado in a matter of minutes. We depend on people on the ground monitoring the situation to see how it might impact us. It is a monitoring thing from the onset until the all clear.

After much discussion Logsdon said he felt it would be a good idea for all incorporated towns, sheriff and EMA to get together and discuss what they want to do. He explained that on May 14th he attended a meeting concerning Senate Bill 345 (911 Fund). An emergency notification system that is approved by the 911 Board would be an eligible expense. As a resident of the county he would like to see a study done to see what this would cost. This would be the reverse 911, and no matter where you are in the county your cell phone would ring and warn you of a tornado warning for our county.

GALLAGHER BENEFIT SERVICES

Ryan Goergen representing Gallagher Benefit Services spoke and explained that this a group banding together

as many of the counties and municipalities in the state as possible, for the purpose of purchasing employee benefits, and stabilizing medical trends.

Logsdon asked if this was a mutual type of coverage where if there was a tremendous number of claims in the various organizations that belong to the pool and there were losses that we could share in the losses even though we didn't have claim ratios

Goergen explained that this was correct, but what it really is, is that if you have a smaller population you are going to have a trend that will fluctuate from year to year. If you have a bad year, a lot of cancer patients, lot of births, just a lot of sick people, your premiums are probably going to go up double digits or more every year, if you have good years they may stay level for that year. What happens when you get these large groups together, you don't benefit from the good years, and you don't suffer in the bad years. You try to keep the trend around 5% every year which is still below the national average. That's essentially how it works, bending the trend to a much lower, manageable number which also gives you the added benefit of being able to purchase in a large group, and have a lot more competitive premium rates.

Gallagher would serve as the advisor to the group but the consortium will be owned by the members that are in it. At this point it is about 50/50 fully insured and self funded programs.

Logsdon asked if we took an interest in this program would our insurance be with one carrier for the whole pool or would each county have their own carrier.

Goergen explained that Gallagher is doing actual studies now, the underwriting is being done at no cost to the county, in July they would present all findings to the county and they would make the decision at that time. Gallagher has to know by May 1 if we are interested and want to go forward with the underwriting process.

SCOTT MEADORS

Meadors gave an update on Preferred Tank and Tower, he explained that we now have frequencies, not actual frequencies just paper right now, but should have everything in by next week, should be up and going in 2 weeks in Chrisney, and then they can put the other tower in. Fence is going up, everything is moving along good. He explained that there still is a generator that needs to be moved.

Logsdon ask if Advanced Radio Communications had earned 50% of their money. Meadors said they had done at least half of the work if not more. Logsdon then made a motion to pay the \$9,450. on the bid project to move the tower from Chrisney to St Meinrad, Toler seconded the motion, motion passed.

PREFERRED TANK AND TOWER

Gogel brought up the \$2,400. the county held back on the payment to Preferred Tank & Tower, his feeling was that it should be paid. Logsdon then brought up the new invoice we had for \$3,850.for trouble shooting 300' of line on the tower. Meadors explained that Advanced Radio Communications found the problem, called him, he called Preferred, and they sent someone out and they did their own test before anyone climbed the tower. He felt this was not a legitimate expense; all they did was tighten a nut. Logsdon felt these two issues could be tied together, pay the \$2,400., not the \$3,850. Toler agreed and said we needed to send a letter to let them know why we were doing this. Toler made a motion to approve the \$2,400. as payment in full on the contract and if they would waive the invoice for the \$3,850. Logsdon seconded the motion, motion passed

Lindsey will draft a letter to be sent with the check explaining the Commissioners decision.

SENATE BILL 345

Logsdon explained that the 911 Funds we now have will become one Fund starting July 1, 2012. The state is using three years to see if this new system works. It sunsets in June of 2015 which means it will be up for further study. Funds will be distributed by the state based on 90% population and 10% will be evenly distributed to the 92 counties.

ALPHA MECHANICAL

Toler recommended that the county go with Alpha Mechanical for at least a year and see what happens. Gogel and Logsdon both agreed because it was a substantial savings. Toler explained that a service contract was not needed that we just call on a need basis; we do however need a contract for rates. Toler made a motion to accept Alpha Mechanical for the service contract for the jail and courthouse, Logsdon seconded the motion, motion passed. Lindsey will let Johnson Controls know immediately that we are not renewing our contract with them. Logsdon made a motion to adjourn, Toler seconded, motion passed. Meeting was adjourned at 3:36

President

Attest:

Jane Lynam, Auditor

